

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE K.R.UDAYABHANU

FRIDAY, THE 27TH APRIL 2007 / 7TH VAISAKHA 1929

CrL.MC.No. 1330 of 2007()

**CP.15/2007 of JUDL.MAGISTRATE OF FIRST CLASS-II, KOTTARAKKARA
CRIME NO.42/2005 OF POOYAPPALLY POLICE STATION.**

PETITIONER: ACCUSED

**PRASAD, S/O.ANANDAN,
KUNNATH KOCHUVEETIL,
MAMANGALAM, KIZHAKKEKARA MURI,
VELIYAM, KOTTARAKARA.**

BY ADV. SRI.K.V.ANIL KUMAR

RESPONDENTS: COMPLAINANT/ STATE

**STATE OF KERALA, REPRESENTED BY THE
PUBLIC PROSECUTOR, HIGH COURT OF KERALA,
ERNAKULAM.**

BY PUBLIC PROSECUTOR SRI.GIKKU JACOB

**THIS CRIMINAL MISC. CASE HAVING COME UP FOR ADMISSION
ON 27/04/2007, THE COURT ON THE SAME DAY PASSED THE
FOLLOWING:**

K.R. UDAYABHANU, J.

CrI.M.C. NO.1330 OF 2007.

DATED THIS THE 27th DAY OF APRIL, 2007.

ORDER

Petitioner who is the accused in CP.No.15 of 2007 on the file of the Judicial First Class Magistrate's Court-II, Kottarakkara with respect to the offence is under Section 55(g) of the Abkari Act has sought for a direction to the court below that there may not be an order of pre-trial detention at the time of his appearance.

2. In the circumstances, the petitioner is directed to surrender before the court below within two weeks from today and file an application for bail. Non-bailable warrant is not to be executed in the meantime. Pre-trial detention is not required. The court below shall as far as possible dispose of the application for bail, to be filed on the date of appearance of the petitioner himself. The CrI.M.C. is disposed of accordingly.

**K.R.UDAYABHANU.
JUDGE.**

kvs/-